

Appln. No. : 09/775,285  
Applicant : Kemble, et al.  
Filed : February 1, 2001  
TC/A.U. : 2174  
Examiner : Narayanaswamy, Sindya  
  
Docket No. : 6169-149  
IBM Docket No. : BOC9-2000-0004

Confirmation No. 8255

RECEIVED  
CENTRAL FAX CENTER

AUG - 5 2004

## TRANSMITTAL LETTER

OFFICIAL

Via Facsimile Transmission (9 pages)

MAILSTOP RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:


Please find enclosed for filing:

1. Request for Continued Examination (RCE) Transmittal;
2. Retroactive Petition for Extension of Time (One Month); and
3. Please charge the required fees and any deficiencies or credit any overpayment to Deposit Account No. 50-0951.

This Transmittal Letter is submitted in duplicate.

Respectfully submitted,

Date: 5 August 2004


  
Gregory A. Nelson, Registration No. 30,577  
Brian K. Buchheit, Registration No. 52,667  
Richard A. Hinson, Registration No. 47,652  
AKERMANTENTERFITT  
Post Office Box 3188  
West Palm Beach, FL 33402-3188  
Telephone: (561) 653-5000

(WP192504;1)

## Certificate Under 37 CFR 1.8(a)

I hereby certify that this correspondence is being transmitted via facsimile transmission to Commissioner for Patents at 703-872-9306 on

5 August 2004  
Date

  
Brian K. Buchheit, Esquire, Reg. No. 52,667

BEST AVAILABLE COPY

<b>Advisory Action</b>	Application No. 09/775,285	Applicant(s) KEMBLE ET AL	
	Examiner Sindya Narayanaswamy	Art Unit 2174	

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 10 May 2004 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee), or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.

**PERIOD FOR REPLY** [check either a) or b)]

a) ☒ The period for reply expires 3 months from the mailing date of the final rejection.

b) ☐ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection.

ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(i).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action, or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

1 ☐ A Notice of Appeal was filed on \_\_\_\_\_. Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.

2 ☐ The proposed amendment(s) will not be entered because:

(a) ☐ they raise new issues that would require further consideration and/or search (see NOTE below),

(b) ☐ they raise the issue of new matter (see Note below),

(c) ☐ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal, and/or

(d) ☐ they present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: \_\_\_\_\_

3 ☐ Applicant's reply has overcome the following rejection(s) \_\_\_\_\_.

4 ☐ Newly proposed or amended claim(s) \_\_\_\_\_ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).

5 ☒ The a) ☐ affidavit, b) ☐ exhibit, or c) ☒ request for reconsideration has been considered but does NOT place the application in condition for allowance because see attached.

6 ☐ The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.

7 ☒ For purposes of Appeal, the proposed amendment(s) a) ☐ will not be entered or b) ☒ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.

The status of the claim(s) is (or will be) as follows:

Claim(s) allowed: \_\_\_\_\_

Claim(s) objected to: \_\_\_\_\_

Claim(s) rejected: 1-20.

Claim(s) withdrawn from consideration: \_\_\_\_\_

8 ☐ The drawing correction filed on \_\_\_\_\_ is a) ☐ approved or b) ☐ disapproved by the Examiner.

9 ☐ Note the attached Information Disclosure Statement(s) (PTO-1449) Paper No(s) \_\_\_\_\_

10 ☐ Other: \_\_\_\_\_

MAY-10-04 16:18 FROM-AKERMAN SENTERFITT

5616596313

T-983 P.06/14 F-745

IBM Docket No. BOC9-2000-0004

Appin. No. 09/775,283  
Response dated May 10, 2004  
Reply to Office Action of Mar. 9, 2004  
Docket No. 6169-149

13. (Previously Presented) A machine readable storage having stored thereon a computer program for presenting database query results through an AUI, said computer program having a plurality of code sections executable by a machine for causing the machine to perform the steps of:

initiating a database query operation, said operation retrieving a plurality of database query result items from at least one database; and,

presenting each said query result item through the AUI as each said query result item is found in said at least one database, said presenting step occurring concurrently with said database query operation

14. (Original) The machine readable storage of claim 13, further comprising:  
detecting a speech response through the AUI during said presentation, said speech response selecting said query result item presented through the AUI; and,  
responsive to said detection, terminating said database query operation

15. (Original) The machine readable storage of claim 14, further comprising:  
detecting a command during said presentation to terminate said database query operation,  
and,  
responsive to said detection, terminating said database query operation.

16. (Original) The machine readable storage of claim 15, wherein said command is a speech command.

17. (Currently Amended) The machine readable storage of claim 13, further comprising:  
inserting each result item in a data structure as each query result item is found.

18. (Original) The machine readable storage of claim 17, wherein said presenting step comprises: